

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON JUDICIARY**

**Call to Order:** By Chairman Diane Rice, on February 14, 2007 at 8:00 A.M., in Room 137 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Diane Rice, Chairman (R)  
Rep. Dave Gallik, Vice Chairman (D)  
Rep. Ron Stoker, Vice Chairman (R)  
Rep. Douglas Cordier (D)  
Rep. Robyn Driscoll (D)  
Rep. Bob Ebinger (D)  
Rep. George Everett (R)  
Rep. Julie French (D)  
Rep. Rick Jore (C)  
Rep. Krayton Kerns (R)  
Rep. Roger Koopman (R)  
Rep. Deborah Kottel (D)  
Rep. Tom McGillvray (R)  
Rep. Jesse O'Hara (R)  
Rep. Ken Peterson (R)  
Rep. Holly Raser (D)  
Rep. John Ward (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** David Niss, Legislative Branch  
Pam Schindler, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 606, HB 50, 2/7/2007  
Executive Action: HB 50, HB 239, HB 453, HB 506, HB 486,, HB 527, HB 543, HB 548, HB 550, HB 563, HB 595, HB 305, HB 496, HB 521, HB 554, HB 579, HB 585, HB 310, HB 459, HB 312, HB 464, HB 466, HB 514, HJ 26, HB 312, HB 486, HB 549

**HEARING ON HB 606**

**Opening Statement by Sponsor:**

00:01:15 Rep. JP Pomnichowski (D), HD 63, opened the hearing on  
HB 606, Require lower speed limits at accident sites.

[EXHIBIT\(juh33a01\)](#)

[EXHIBIT\(juh33a02\)](#)

**Proponents' Testimony:**

00:07:39 Bob Gilbert, Montana Tow Truck Association

00:08:25 Paul Grimstad, Colonel, Montana Highway Patrol  
(showed a brief video of patrol vehicle being hit by a  
semi-truck.)

00:12:26 Pat Keim, self, Volunteer Firefighter

00:16:04 Jim Kembel, Montana Association of Police Chiefs,  
Montana Police Protective Association, Montana  
Institute of Architects

00:16:30 Jack Trethewey, Montana State Firemans Association

00:18:01 Nanette Gilbertson, Montana Sheriffs and Peace Officers  
Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:18:46 Rep. McGillvray

00:19:20 Col. Grimstad

00:20:42 Rep. Stoker

00:21:02 Col. Grimstad

00:22:27 Rep. Rice

00:22:33 Col. Grimstad

00:23:13 Rep. Koopman

00:23:54 Rep. Pomnichowski

00:24:43 Rep. Kottel

00:25:30 Rep. Pomnichowski

**Closing by Sponsor:**

00:25:42 Rep. Pomnichowski

**HEARING ON HB 50**

**Opening Statement by Sponsor:**

00:26:45 Rep. Diane Rice (R), HD 71, opened the hearing on HB 50, Revise jurisdiction for issuance of warrant.

**Proponents' Testimony:** None

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:** None

00:27:11 Rep. Rice

**EXECUTIVE ACTION ON HB 50**

00:27:35 **Motion/Vote:** Rep. McGillvray moved that **HB 50 BE TABLED**. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 239**

00:29:16 **Motion:** Rep. McGillvray moved that **HB 239 DO PASS**.

**Discussion:**

00:29:33 Rep. Cordier

00:29:56 Rep. Rice

00:30:26 Rep. French

00:30:37 **Vote:** Motion that **HB 239 DO PASS** failed 6-11 by roll call vote with Reps. Gallik, French, Raser, Cordier, Driscoll, and Ebinger voting aye. Reps. Gallik, Raser and Ebinger voted by proxy.

00:31:48 **Motion/Vote:** Rep. Stoker moved that **HB 239 BE TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote. Rep. Gallik, Raser and Ebinger voted by proxy.

**EXECUTIVE ACTION ON HB 305**

00:32:33 **Motion:** Rep. McGillvray moved that **HB 305 DO PASS.**

**Discussion:**

00:32:41 Mr. Niss, Legislative Services

00:33:33 **Motion:** Rep. Gallik moved that **HB 305 BE AMENDED.**  
(with amendment from previous hearing 2/7/07)

00:33:53 Rep. Gallik

00:34:51 Rep. Rice

00:34:57 Rep. Everett

00:35:28 Rep. Peterson

00:36:28 Rep. Gallik

00:36:43 **Vote:** Motion that **HB 305 BE AMENDED** failed 7-10 by roll call vote with Reps. Gallik, French, Raser, Cordier, Driscoll, Peterson, and Ebinger voting aye. Rep. Raser voted by proxy.

00:37:56 **Motion:** Rep. Gallik moved that **HB 305 BE AMENDED.**  
(with amendment from previous hearing 2/7/07)

**Discussion:**

00:38:13 **Substitute Motion:** Rep. Gallik made a substitute motion that **HB 305 BE AMENDED** by inserting on Page 1, Line 19, "the activity" between operating and for...."

00:41:24 Rep. Kottel

00:45:03 Rep. Gallik

00:46:51 Rep. Peterson

00:48:11 Rep. Koopman

00:49:53 **Vote:** Motion that **HB 305 BE AMENDED** failed 5-12 by roll call vote with Reps. Gallik, French, Raser, Driscoll, and Peterson voting aye. Rep. Raser voted by proxy.

**Discussion:**

00:50:42 Rep. Kottel

00:51:58 Rep. Peterson

00:52:27 Rep. Gallik

00:53:33 Rep. Rice

00:54:30 Rep. French

00:55:04 Rep. Cordier

00:56:00 Rep. Kottel  
00:56:20 Rep. Rice  
00:56:54 Mr. Niss

00:57:28 **Vote:** Motion that **HB 305 DO PASS** carried 13-4 by roll call vote with Reps. Gallik, Raser, Driscoll, and Peterson voting no. Rep. Raser voted by proxy.

**EXECUTIVE ACTION ON HJR 26**

00:58:25 **Motion:** Rep. McGillvray moved that **HJR 26 BE ADOPTED.**

00:59:00 **Motion:** Rep. Gallik moved that **HJR 26 BE AMENDED.**  
**EXHIBIT(juh33a03)**

**Discussion:**

00:59:18 Rep. Gallik

01:00:44 **Vote:** Motion that **HJR 26 BE AMENDED** carried 9-8 by roll call vote with Reps. Stoker, Everett, Koopman, Kerns, Peterson, McGillvray, Jore, and Rice voting no. Reps. French and Raser voted by proxy.

01:02:03 **Motion:** Rep. Stoker moved that **HJR 26 BE ADOPTED.**

**Discussion:**

01:02:14 Rep. Peterson

01:03:03 Rep. Kottel

01:03:47 **Vote:** Motion that **HB 2JR BE ADOPTED AS AMENDED** carried 9-8 by roll call vote with Reps. Stoker, Everett, Koopman, Kerns, Peterson, McGillvray, Jore, and Rice voting no. Rep. Raser voted by proxy.

**EXECUTIVE ACTION ON HB 310**

01:05:04 **Motion:** Rep. McGillvray moved that **HB 310 DO PASS.**

01:05:10 **Motion:** Rep. Peterson moved that **HB 310 BE AMENDED.**  
**EXHIBIT(juh33a04)**

**Discussion:**

01:05:15 Rep. Peterson

01:07:19 Rep. Kottel

01:07:47 Mr. Niss

01:08:04 Rep. Peterson

01:09:31 **Vote:** Motion that **HB 310 BE AMENDED** carried 15-2  
by voice vote with Reps. Jore and Koopman voting no.  
Reps. French and Raser voted by proxy.

01:10:11 **Motion:** Rep. Stoker moved that **HB 310 DO PASS AS  
AMENDED.**

**Discussion:**

01:10:20 Rep. Ebinger

01:10:46 **Motion:** Rep. Gallik moved to **SEGREGATE PARAGRAPH #1 IN  
AMENDMENT for HB 310.** (from previous hearing 1/23/07)

**Discussion:**

01:11:42 Rep. Kottel

01:13:12 Rep. Peterson

01:13:43 Rep. Rice

01:13:50 **Vote:** Motion that **HB 310 BE AMENDED with SEGREGATED  
AMENDMENT** failed 1-16 by voice vote with Rep. Gallik  
voting aye. Reps. French and Raser voted by proxy.

01:14:22 **Vote:** Motion that **HB 310 DO PASS AS AMENDED** carried  
with Rep. Gallik voting no. Reps. Raser and French  
voted by proxy.

**EXECUTIVE ACTION ON HB 312**

01:15:07 **Motion:** Rep. Stoker moved that **HB 312 DO PASS.**

01:15:23 Chairman Rice postponed Executive Action until bill is  
delivered to committee members.

**EXECUTIVE ACTION ON HB 453**

01:16:06 **Motion:** Rep. McGillvray moved that **HB 453 DO PASS.**

**Discussion:**

01:16:36 Rep. McGillvray

01:17:07 **Vote:** Motion that **HB 453 DO PASS** failed 4-13 by roll call vote with Reps. Gallik, French, Raser and Ebinger voting aye. Rep. Raser voted by proxy.

01:17:43 **Motion/Vote:** Rep. Stoker moved that **HB 453 BE TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote. Rep. Raser voted by proxy.

#### **EXECUTIVE ACTION ON HB 459**

01:18:38 **Motion:** Rep. McGillvray moved that **HB 459 DO PASS**.

01:19:04 **Motion:** Rep. Jore moved that **HB 459 BE AMENDED**.  
[EXHIBIT\(juh33a05\)](#)

#### **Discussion:**

01:19:33 Rep. Jore  
01:20:36 Rep. Driscoll  
01:20:39 Rep. McGillvray  
01:20:59 Rep. Peterson

01:21:25 **Vote:** Motion that **HB 459 BE AMENDED** carried 13-4 by voice vote with Reps. Gallik, Raser, Ebinger and Driscoll voting no. Rep. Raser voted by proxy.

01:21:41 **Motion/Vote:** Rep. Stoker moved that **HB 459 DO PASS AS AMENDED**. Motion carried 14-3 by voice vote with Reps. Driscoll, Gallik and Raser voting no. Rep. Raser voted by proxy vote.

01:21:56 Break  
01:33:30 Reconvene

#### **EXECUTIVE ACTION ON HB 312**

01:33:34 **Motion:** Rep. Stoker moved that **HB 312 DO PASS**.

01:33:50 **Motion:** Rep. Rice moved that **HB 312 BE AMENDED**.  
[EXHIBIT\(juh33a06\)](#)

#### **Discussion:**

01:34:05 Mr. Niss  
01:39:49 Rep. Kottel  
01:40:24 Mr. Niss

01:42:02 **Vote:** Motion that **HB 312 BE AMENDED** carried 11-6 by roll call vote with Reps. French, Raser, Koopman Cordier, Driscoll, and Jore voting no. Rep. Raser voted by proxy.

01:42:52 **Motion:** Rep. Stoker moved that **HB 312 DO PASS AS AMENDED.**

**Discussion:**

01:43:00 Rep. Gallik  
01:45:11 Rep. Cordier  
01:45:41 Mr. Niss  
01:49:58 Rep. French  
01:51:29 Rep. Kottel  
01:52:12 Rep. McGillvray  
01:53:52 Rep. Gallik  
01:54:12 Rep. Jore  
01:55:53 Rep. Koopman

01:57:44 **Vote:** Motion that **HB 312 DO PASS AS AMENDED** carried 11-6 by roll call vote with Reps. Gallik, French, Raser, Cordier, Driscoll, and Ebinger voting no. Rep. Raser voted by proxy.

**EXECUTIVE ACTION ON HB 464**

01:58:56 **Motion:** Rep. Stoker moved that **HB 464 DO PASS.**

01:59:02 **Motion:** Rep. Peterson moved that **HB 464 BE AMENDED.**  
**EXHIBIT(juh33a07)**

**Discussion:**

01:59:28 Rep. Peterson

02:03:27 **Vote:** Motion that **HB 464 BE AMENDED** carried 16-1 by voice vote with Rep. Gallik voting no. Rep. Raser voted by proxy.

02:03:28 **Motion/Vote:** Rep. Stoker moved that **HB 464 DO PASS AS AMENDED.** Motion carried 11-6 by roll call vote with Reps. Everett, Kerns, O'Hara, McGillvray, Jore, and Rice voting no. Rep. Raser voted by proxy.

02:04:00 Rep. Peterson



**EXECUTIVE ACTION ON HB 466**

02:05:51 **Motion:** Rep. McGillvray moved that **HB 466 DO PASS.**

02:06:07 **Motion:** Rep. Jore moved that **HB 466 BE AMENDED.**  
**EXHIBIT(juh33a08)**

**Discussion:**

02:07:18 Rep. Jore  
02:08:41 Rep. Kottel  
02:11:59 Rep. McGillvray  
02:14:47 Rep. Rice  
02:14:50 Mr. Niss

02:15:26 **Vote:** Motion that **HB 466 BE AMENDED** carried  
unanimously by voice vote.

02:15:44 **Motion:** Rep. Stoker moved that **HB 466 DO PASS AS**  
**AMENDED.**

**Discussion:**

02:15:54 Rep. Jore  
02:17:42 Rep. Peterson  
02:19:35 Rep. Stoker  
02:20:26 Rep. Koopman  
02:21:28 Rep. Jore  
02:23:19 Rep. Kottel  
02:25:11 Rep. French

02:27:41 **Vote:** Motion that **HB 466 DO PASS AS AMENDED** carried  
16-1 by roll call vote with Rep. Stoker voting no.

**EXECUTIVE ACTION ON HB 486**

02:28:46 **Motion:** Rep. McGillvray moved **HB 486 DO PASS.**

02:28:55 Rep. McGillvray postponed Executive Action-Fiscal Note  
needed.

**EXECUTIVE ACTION ON HB 496**

02:30:09 **Motion/Vote:** Rep. McGillvray moved that **HB 496 DO**  
**PASS.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 506**

02:31:46 **Motion:** Rep. McGillvray moved that **HB 506 DO PASS.**

02:32:14 **Motion:** Rep. Cordier moved that **HB 506 BE AMENDED.**  
**EXHIBIT**(juh33a09)

**Discussion:**

02:32:29 Rep. Cordier  
02:33:11 Rep. Stoker  
02:33:22 Mr. Niss  
02:34:31 Rep. Stoker  
02:34:51 Rep. Kottel  
02:38:07 Rep. Stoker  
02:39:02 Rep. French

02:40:37 **Vote:** Motion that **HB 506 BE AMENDED** failed 7-10 by roll call vote with Reps. Cordier, Driscoll, Peterson, McGillvray, Kottel, Ward, and Ebinger voting aye. Rep. French voted by proxy.

**Discussion:**

02:41:55 Rep. Driscoll  
02:42:45 Rep. Peterson  
02:44:20 Rep. McGillvray  
02:45:00 Rep. Gallik

02:46:47 **Vote:** Motion that **HB 506 DO PASS** failed 7-10 by roll call vote with Reps. Kerns, O'Hara, McGillvray, Kottel, Ward, Jore, and Rice voting aye. Rep. French voted by proxy.

02:47:17 **Motion/Vote:** Rep. Stoker moved that **HB 506 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote. Rep. French voted by proxy.

**EXECUTIVE ACTION ON HB 514**

02:48:11 **Motion:** Rep. McGillvray moved that **HB 514 DO PASS.**

02:49:15 **Motion:** Rep. Gallik moved that **HB 514 BE AMENDED.**  
**EXHIBIT**(juh33a10)

**Discussion:**

02:49:32 Rep. Gallik

02:50:47 **Vote:** Motion that **HB 514 BE AMENDED** carried unanimously by voice vote. Rep. French voted by proxy.

02:51:03 **Motion:** Rep. Stoker moved that **HB 514 DO PASS AS AMENDED.**

02:51:16 **Motion:** Rep. Gallik moved that **HB 514 BE AMENDED. EXHIBIT(juh33a11)**

**Discussion:**

02:51:26 Rep. Gallik

02:53:23 Mr. Niss

02:54:14 Rep. French

02:54:48 Rep. Raser

02:55:39 **Vote:** Motion that **HB 514 BE AMENDED** carried unanimously by voice vote.

02:55:47 **Motion/Vote:** Rep. Stoker moved that **HB 514 DO PASS AS AMENDED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 486**

02:56:28 **Motion:** Rep. McGillvray moved that **HB 486 DO PASS.**

02:56:42 **Motion:** Rep. Ward moved that **HB 486 BE AMENDED.**  
(from previous hearing 2/6/07)

**Discussion:**

02:56:50 Rep. Ward

02:57:33 Mr. Niss

03:01:32 **Vote:** Motion that **HB 486 BE AMENDED** failed 1-16 by voice vote with Rep. Stoker voting aye.

**Discussion:**

03:01:54 Rep. McGillvray

03:02:34 Rep. Peterson

03:02:58 **Vote:** Motion that **HB 486 DO PASS** failed 3-14 by voice vote with Reps. Gallik, Driscoll and O'Hara voting aye.

03:03:17 **Motion/Vote:** Rep. Stoker moved that **HB 486 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 521**

03:03:40 **Motion:** Rep. McGillvray moved that **HB 521 DO PASS.**

**Discussion:**

03:04:00 Rep. McGillvray

03:04:33 Rep. Peterson

03:05:03 **Vote:** Motion that **HB 521 DO PASS** carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 527**

03:05:36 **Motion:** Rep. McGillvray moved that **HB 527 DO PASS.**

03:06:05 **Motion:** Rep. French moved that **HB 527 BE AMENDED.**  
[EXHIBIT\(juh33a12\)](#)

**Discussion:**

03:06:19 Rep. French

03:06:55 **Vote:** Motion that **HB 527 BE AMENDED** carried 14-3 by voice vote with Reps. Jore, Koopman and McGillvray voting no.

03:07:11 **Motion:** Rep. Stoker moved that **HB 527 DO PASS AS AMENDED.**

**Discussion:**

03:07:26 Rep. Stoker

03:07:36 Rep. French

03:07:55 Rep. Kottel

03:08:24 Rep. McGillvray

03:08:57 Rep. Rice

03:09:09 Rep. Stoker

03:09:40 **Vote:** Motion that **HB 527 DO PASS AS AMENDED** failed 7-10 by roll call vote with Reps. Gallik, French, Raser, Cordier, Driscoll, Kottel, and Ebinger voting aye.

03:10:28 **Motion/Vote:** Rep. Stoker moved that **HB 527 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 543**

03:10:57 **Motion:** Rep. McGillvray moved that **HB 543 DO PASS.**

**Discussion:**

03:11:15 Rep. Gallik

03:15:17 Rep. Peterson

03:17:58 Rep. Koopman

03:18:53 **Vote:** Motion that **HB 543 DO PASS** failed 8-9 by roll call vote with Reps. Gallik, French, Raser, Cordier, Driscoll, Peterson. Kottel, and Ebinger voting aye.

03:20:25 **Motion/Vote:** Rep. Stoker moved that **HB 543 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 548**

03:20:46 **Motion:** Rep. McGillvray moved that **HB 548 DO PASS.**

**Discussion:**

03:21:25 Rep. Kottel

03:22:41 Mr. Niss

03:24:05 Rep. French

03:24:26 Rep. Gallik

03:25:04 **Vote:** Motion that **HB 548 DO PASS** failed 5-12 by roll call vote with Reps. Kerns, Driscoll, Peterson, McGillvray, and Ebinger voting aye.

03:26:24 **Motion/Vote:** Rep. Stoker moved that **HB 548 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 549**

03:26:44 **Motion:** Rep. Stoker moved that **HB 549 DO PASS.**

**Discussion:**

03:27:35 Rep. French postponed Executive Action until Fiscal Note is received.

**EXECUTIVE ACTION ON HB 550**

03:28:51 **Motion:** Rep. Stoker moved that **HB 550 DO PASS.**

03:29:16 **Motion:** Rep. Kottel moved that **HB 550 BE AMENDED.**  
**EXHIBIT(juh33a13)**

**Discussion:**

03:29:24 Rep. Kottel

03:32:32 **Vote:** Motion that **HB 550 BE AMENDED** carried 13-4 by voice vote with Reps. Everett, Jore, Koopman, Rice voting no. Reps. Raser and Driscoll voted by proxy.

03:33:03 **Motion:** Rep. Stoker moved that **HB 550 DO PASS AS AMENDED.**

**Discussion:**

03:33:11 Rep. Kottel

03:34:58 Rep. Stoker

03:37:53 Rep. French

03:38:09 Rep. Everett

03:39:33 Rep. Koopman

03:40:11 Rep. Peterson

03:40:17 **Vote:** Motion that **HB 550 DO PASS AS AMENDED** failed 7-10 by roll call vote with Reps. Gallik, French, Raser, Cordier, Driscoll, Kottel, and Ebinger voting aye. Reps. Raser and Driscoll voted by proxy.

03:41:25 **Motion/Vote:** Rep. Stoker moved that **HB 550 BE TABLED AND THE VOTE REVERSED.** Motion carried unanimously by voice vote. Reps. Raser and Driscoll voted by proxy.

**EXECUTIVE ACTION ON HB 554**

03:41:47 **Motion:** Rep. McGillvray moved that **HB 554 DO PASS.**

03:42:28 **Motion:** Rep. Gallik moved that **HB 554 BE AMENDED.**  
**EXHIBIT(juh33a14)**

**Discussion:**

03:42:37 Rep. Gallik

03:43:23 Rep. O'Hara

03:44:12 Rep. Peterson

03:44:21 **Vote:** Motion that **HB 554 BE AMENDED** failed 5-12 by roll call vote with Reps. Gallik, Koopman, McGillvray, Kottel, and Jore voting aye. Reps. Raser and Driscoll voted by proxy.

**Discussion:**

03:45:20 Rep. O'Hara  
03:45:54 Rep. French  
03:46:34 Rep. Peterson  
03:47:22 Rep. Koopman  
03:47:31 Rep. Rice

03:47:56 **Vote:** Motion that **HB 554 DO PASS** carried 9-8 by roll call vote with Reps. Stoker, Everett, Koopman, Kerns, McGillvray, Ward, Jore, and Rice voting no. Reps. Raser and Driscoll voted by proxy.

**EXECUTIVE ACTION ON HB 563**

03:49:07 **Motion:** Rep. McGillvray moved that **HB 563 DO PASS**.

03:49:16 Mr. Niss

03:49:51 **Substitute Motion/Vote:** REP. STOKER made a substitute motion that **HB 563 BE TABLED**. Substitute motion carried 13-4 by voice vote with Reps. Peterson, Ebinger, O'Hara and Cordier voting no. Reps. Raser and Driscoll voted by proxy.

**EXECUTIVE ACTION ON HB 579**

03:50:45 **Motion/Vote:** Rep. McGillvray moved that **HB 579 DO PASS**. Motion carried 16-1 by voice vote with Rep. McGillvray voting no. Reps. Raser and Driscoll voted by proxy.

**EXECUTIVE ACTION ON HB 585**

03:51:43 **Motion:** Rep. Stoker moved that **HB 585 DO PASS**.

03:52:31 **Motion:** Rep. Ebinger moved that **HB 585 BE AMENDED**.  
[EXHIBIT\(juh33a15\)](#)

**Discussion:**

03:52:44 Rep. Ebinger  
03:54:10 Mr. Niss  
03:54:15 Rep. Peterson

03:54:55 **Vote:** Motion that **HB 585 BE AMENDED** failed 8-9 by roll call vote with Reps. Stoker, Gallik, French, Raser, Driscoll, Kottel, Ward, and Ebinger voting aye. Reps. Driscoll and Raser voted by proxy.

03:56:02 **Vote:** Motion that **HB 585 DO PASS** carried 11-6 by roll call vote with Reps. Koopman, Peterson, O'Hara, McGillvray, Ebinger, and Jore voting no. Reps. Driscoll and Raser voted by proxy.

**EXECUTIVE ACTION ON HB 595**

03:57:53 **Motion:** Rep. Stoker moved that **HB 595 DO PASS.**

03:58:26 **Motion:** Rep. Gallik moved that **HB 595 BE AMENDED.**  
**EXHIBIT(juh33a16)**

**Discussion:**

03:58:37 Rep. Gallik

04:00:39 **Vote:** Motion that **HB 595 BE AMENDED** carried unanimously by voice vote. Reps. Raser and Driscoll voted by proxy.

04:00:55 **Motion:** Rep. Stoker moved that **HB 595 DO PASS AS AMENDED.**

**Discussion:**

04:01:11 **Motion:** Rep. Gallik moved that **HB 595 BE AMENDED.**  
**EXHIBIT(juh33a17)**

**Discussion:**

04:02:08 Rep. O'Hara  
04:03:55 Mr. Niss

04:04:57 **Vote:** Motion that **HB 595 BE AMENDED** failed 8-9 by roll call vote with Reps. Gallik, French, Raser, Driscoll, Peterson, Kottel, Jore, and Rice voting aye. Reps. Raser and Driscoll voted by proxy.



**Discussion:**

04:06:29 Rep. Kottel

04:07:17 **Substitute Motion/Vote:** Rep. McGillvray made a substitute motion that **HB 595 BE TABLED**. Substitute motion failed 16-1 by roll call vote with Rep. O'Hara voting no. Reps. Raser and Driscoll voted by proxy.

**Committee Business:**

04:08:20 Chairman Rice

04:08:34 Rep. French

**ADJOURNMENT**

Adjournment: 12:13 P.M.

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REP. DIANE RICE, Chairman

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PAM SCHINDLER, Secretary

DR/ps

Additional Exhibits:

**EXHIBIT ([juh33aad.pdf](#))**